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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/089,928	08/27/2002	Edward Burton	HO-P02428USO	1211
26271	7590	07/27/2005	EXAMINER	
FULBRIGHT & JAWORSKI, LLP 1301 MCKINNEY SUITE 5100 HOUSTON, TX 77010-3095			KATCHEVES, KONSTANTINA T	
			ART UNIT	PAPER NUMBER
			1636	

DATE MAILED: 07/27/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Art Unit: 1636

***Notice of Improper Amendment***

The preliminary amendment filed on 27 August 2002 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The preliminary amendment filed 27 August 2002 sets forth new claims 53-111. However, the remarks state: "Claims 1-52 were in the original PCT application as filed. Applicants have canceled claims 53-111, without prejudice or acquiescence and have added claims 53-111. Claims 53-111 delete the multiple dependency and clarify the claims without prejudice or acquiescence." This statement is inconsistent. It appears Applicant may intend to cancel claims 1-52. This is unclear in the Preliminary Amendment of 27 August 2002. The Preliminary Amendment of 12 March 2004 also fails to clarify this issue but not providing a complete listing of the claims and their current status, *e.g.* cancelled, previously presented, *etc.*, as required by 37 C.F.R. 1.121. See 37 CFR 1.111.

Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment.

**EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Konstantina Katcheves whose telephone number is (571) 272-0768. The examiner can normally be reached on Monday, Tuesday, Thursday and Friday 7:30 to 5:30.

S.O.O

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Dr. Remy Yucel, Ph.D. can be reached on (571) 272-0781. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Konstantina Katcheves  
Examiner  
Art Unit 1636



JAMES KETTER  
PRIMARY EXAMINER